

# REAL ESTATE & FACILITIES FEDERAL ACQUISITION REGULATION SUPPLEMENT

## PART 237—SERVICE CONTRACTING

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### SUBPART 237.1—SERVICE CONTRACTS -- GENERAL

#### 237.106 Funding and term of service contracts.

##### 237.106-90 Use of appropriated funds for beverage and food purchases.

(a) The general rule involving meals and refreshments for Government employees attending Government-financed training courses, seminars, off-sites, and conferences is that they are personal expenses and cannot be purchased using appropriated funds.

(b) *Exception.* (1) An exception applies to meals and refreshments provided in connection with training authorized under 5 U.S.C. 4109, or at a meeting/conference which is related to agency functions or management authorized under 5 U.S.C. 4110.

(2) Meals and refreshments must be served in connection with actual training or conference meetings (and not for a general conference or meeting which must include some training sessions). Conditions for payment using appropriated funds under a Government contract for meals and/or refreshments include:

(i) The meals and/or refreshments must be incidental to the training or purpose of the conference (the training or conference must not be incidental to the meals and/or refreshments; essential functions must occur separate from the meals and/or refreshments),

(ii) Attendance at the meal or refreshment period must be necessary for full participation in the training or conference, and

(iii) The employee must not be free to take meals or refreshments elsewhere without being absent from the essential business of the training or conference (perhaps due to training occurring during the meals and/or refreshments or the non-availability of other places to timely take meals and/or refreshments).

(3) There is no specific limitation on the amount per meal or snack which the agency may incur other than the application of sound management practice to avoid unnecessary expense consistent with the accomplishment of the goals of the training or conference.